

REMARKS

Claims 13-19, 60-63, 65, 67-72, 74-76, 78-90, and 92-96 are pending in the present application. Claims 60-63, 65, 67-72, 74-76, 78-90, 92, and 94-96 have been rejected under § 112 as being indefinite.

Claims 13-19 and 93 have been allowed. Applicant gratefully acknowledges the allowance of claims 13-19 and 93.

The Office Action states that claim 94 is indefinite for reciting "a method of capturing gas phase pollutants in a combustion system downstream of a combustion zone, " but failing to recite any positive process steps for achieving this. Claim 94 has been amended to recite "injecting particles into the combustion system at one or more locations." Applicants believe that this amendment to claim 94 overcomes the rejection.

The Office Action states that in claim 92, there is no antecedent basis for "the air preheater" or "the flue gas." Claim 92 has been amended to recite "wherein an air preheater is used to modify the temperature of flue gas traveling through the air preheater and downstream ductwork." Applicants believe that this amendment to claim 92 overcomes the rejection.


The Office Action states that in claim 85, there is no antecedent basis for "the optimal locations." ." Claim 85 has been amended to recite "wherein the locations are determined such that pollutant condensation occurs primarily on the injected particles." Applicants believe that this amendment to claim 85 overcomes the rejection.

The Office Action states that in claim 95, line 8 and claim 96, line 7, there is no antecedent basis for "the injected particles." Claims 96 and 96 have been amended to recite "... onto injected particles, ". Applicants believe that these amendments to claims 95 and 96 overcome the rejection.

It is respectfully submitted that all claims are patentable over the prior art. It is further more respectfully submitted that all other matters have been addressed and remedied and that the application is in form for allowance. Should there remain unresolved issues that require adverse action, it is respectfully requested that the Examiner telephone Bruce A. Johnson, Applicants' Attorney at 512-301-9900 so that such issues may be resolved as expeditiously as possible. Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 to deposit account number 50-3864 (Johnson & Associates).

2/9/09
Date

Respectfully Submitted,


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